

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN

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WISCONSIN CARRY, INC., DAVID BERNSON,  
and FRANK HANNAN ROCK,

Plaintiffs,

v.

Case No. 10-C-0009

JAMES DOYLE, in his official capacity as  
Governor of the State of Wisconsin, CITY OF  
MILWAUKEE, CITY OF RACINE, KURT  
KEZESKE, SGT. NETHERY, and R. PRINCE,

Defendants.

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MOTION TO DISMISS BY DEFENDANT JAMES DOYLE

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Defendant James Doyle, in his official capacity as Governor of the State of Wisconsin, by Assistant Attorney General Thomas C. Bellavia, hereby moves this court to dismiss all claims against him in this action, pursuant to Fed. R. Civ. P. 12(b)(1) and (6) and the Eleventh Amendment to the United States Constitution. The factual and legal grounds for this motion are

fully set forth in the accompanying Brief in Support of Motion to Dismiss by Defendant James Doyle which is being simultaneously filed.

Dated this 26th day of January, 2010.

s/Thomas C. Bellavia  
THOMAS C. BELLAVIA  
Assistant Attorney General  
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